

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

<http://www.state.in.us/iurc/>
Office: (317) 232-2701
Facsimile: (317) 232-6758

FILED

OCT 13 2004

IN RE: PETITION OF CHARTER)
FIBERLINK IN – CCVI, LLC FOR A)
CERTIFICATE OF TERRITORIAL)
AUTHORITY TO PROVIDE)
FACILITIES-BASED AND RESOLD)
LOCAL EXCHANGE AND)
INTRASTATE INTEREXCHANGE)
TELECOMMUNICATIONS SERVICES)
WITHIN THE STATE OF INDIANA)

CAUSE NO. 42696

INDIANA UTILITY
REGULATORY COMMISSION

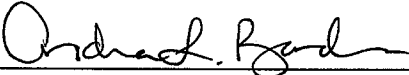
You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") caused the following entry to be made:

On October 6, 2004, Counsel for the Indiana Office of Utility Consumer Counselor ("OUCC") filed its *Motion for Extension of Procedural Schedule*, advising that discovery is continuing and that it will need additional time to prepare its prefiled direct testimony. The OUCC proposed a new prefiling deadline of October 13, 2004, suggesting that Petitioner file its rebuttal testimony on or before October 18, 2004, and that the evidentiary hearing presently scheduled for October 20, 2004, at 9:30 a.m. remain unchanged. Counsel for Charter Fiberlink IN – CCVI, LLC ("Charter Fiberlink") has notified the OUCC that it has no objection to the requested change in the procedural schedule.

170 IAC 1-1.1-18(i) governs written requests for extensions of time in which to prefile testimony. While the rule states that "The motion should be filed prior to the time set for the filing of the testimony", it also provides that the Presiding Officer, for good cause shown, may fix the extension of time in which to prefile testimony in order to avoid undue delay and provide a reasonable opportunity for all parties to properly prepare their cases.

The Presiding Officer, being duly advised in the premises, now finds that the OUCC's Motion should be granted. Accordingly, the OUCC shall file its direct testimony in this Cause on or before October 13, 2004. Petitioner Charter Fiberlink shall file its rebuttal testimony on or before October 18, 2004. The evidentiary hearing in this cause remains scheduled for October 20, 2004, at 9:30 a.m. in Room E306, Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana.

IT IS SO ORDERED.


Andrea L. Brandes, Administrative Law Judge

Date: October 13, 2004